

The Honorable Tana Lin
United States District Judge

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KURT A. BENSHOOF, and BRIANA D. GAGE,)	
)	No. 2:24-cv-00343-TL
Plaintiffs,)	
v.)	DECLARATION OF ANN
)	SUMMERS IN SUPPORT OF
CITY OF SHORELINE, KING COUNTY,)	SHORELINE AND KING COUNTY
TOWN & COUNTRY MARKETS, EVAN B.)	DEFENDANT'S MOTION TO
FAGAN, WILLIAM C. AKERS and MR.)	DISMISS PURSUANT TO
THOMPSON,)	FRCP 12 (c)
)	
Defendants.)	
)	

I, Ann Summers, declare as follows:

1. I am over the age of 18 and I am competent to testify as to the matters stated herein. I am the representing the Plaintiffs in this case.
2. Attached as Exhibits A is a true and correct copy of the City of Shoreline Police Trespass Program Criminal Trespass Order/Admonishment issued to Kurt Benshoof on April 9, 2021.
3. I am aware of this Court's standing order that requires parties to make a meaningful effort to confer prior to filing a motion. In my email communications with Benshoof in this matter, he has accused me of various crimes, including fraud and misappropriation of public funds, and has been extremely disrespectful. Ex. C; Dkt. 25. Benshoof has a

DECLARATION OF SUMMERS RE: MOTION TO
DISMISS [No. 3:24-cv-00343-TL] - 1

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1 history of harassing behavior toward attorneys and judges. *See Benshoof et al. v. Admon*
2 *et al.*, 2:23-cv-1392-JNW, *Benshoof v. Keenan*, 2:23-cv-00751-RAJ, *Benshoof v.*
3 *Keenan*, 2:24-cv-00382-JNW, and *Benshoof v. Ferguson*, 2:24-cv-00808-JHC. In light
4 of these facts, I believe that there is no possibility of meaningfully conferring with
5 Benshoof on the present motion, and did not attempt to do so. At the time of this filing
6 Benshoof was incarcerated in the King County Jail pending multiple criminal charges.
7 I declare under penalty of perjury under the laws of the United States of America and the
8 State of Washington that the foregoing is true and correct.

9 Signed this 30th day of August, 2024 at Seattle, Washington.

10 

11 ANN M. SUMMERS

Exhibit A

Case # 021010957

(no signature required)



You are not under arrest. You are being advised that the Shoreline Police Department has been requested to enforce a no loitering/no trespassing policy by the property owners. If you are contacted at this location again, loitering or trespassing, you will be issued a trespass warning and will not be allowed to return for a period of one year.

(trespass admonishment/signature required)



CITY OF SHORELINE TRESPASS PROGRAM CRIMINAL TRESPASS ORDER/ADMONISHMENT

I acknowledge that I have been advised of the Shoreline Criminal Code Trespass Law, SCC 9A.52.080. I know that I am subject to arrest for criminal trespass if I am found at this location again. I understand that my refusal to sign this form does not relieve me from criminal prosecution should I ignore this warning. I further acknowledge that I was given a copy of this order by a Shoreline Police Officer.

NOT OBTAINED
DUE TO COVID

Subject's Signature

Officer's Name

Officer's Serial #

Date 04/09/21 Time 1052 Business Name CENTRAL MARKET

Address 15505 WESTMINSTER WAY City SHORELINE ZIP 98133

SUBJECT DESCRIPTION

Name BENSHOFF, KURT A

Address 4241 GREENWOOD AVEN City SEATTLE Zip 98103

Race _____ Sex M DOB 07/18/1969

Height 6.00 Weight 175 Hair _____ Eyes BLU

Other _____ DOL # BENSHAKA 31940 Phone Number _____